

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ATTICUS MANAGEMENT LLC,

Plaintiff,

Civil Action No. 07 CV 9730 (RPP)

-against-

DECLARATION OF
JONATHAN B. BRUNO

ATTICUS INVESTMENTS LLC,
CRESCENT FUND, LLC, JEFFERY STONE
and JANETTE DILLER STONE

Defendants.

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Jonathan B. Bruno, pursuant to 28 U.S.C. §1746, declares and states under penalty of perjury as follows:

1. I am a partner with the firm Kaufman Borgeest & Ryan LLP, attorneys for plaintiff Atticus Management LLC ("plaintiff"). I submit this declaration in support of plaintiff's motion for judgment by default, pursuant to Fed. R. Civ. P. 55(b)(2) and Local Civil Rule 55.2(b), against defendants Atticus Investments LLC, Crescent Fund, LLC and Janette Diller Stone.

2. A copy of the clerk's certificate of default is annexed as Exhibit A.

3. A copy of the claim to which no response was made (to wit, the complaint) is annexed as Exhibit B.

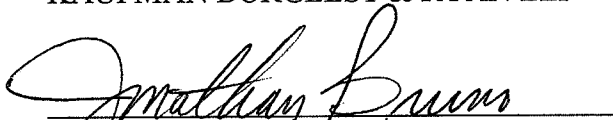
4. Copies of the affidavits of service of the summons and complaint upon Atticus Investments LLC, Crescent Fund, LLC and Janette Diller Stone are annexed as Exhibit C.

5. A proposed form of default judgment is annexed as Exhibit D.

Dated: New York, New York
February 26, 2008

Respectfully Submitted,

KAUFMAN BORGEEST & RYAN LLP

A handwritten signature in black ink, appearing to read "Jonathan B. Bruno", is written over a horizontal line.

By: Jonathan B. Bruno
Attorney for Plaintiff,
ATTICUS MANAGEMENT LLC
99 Park Avenue, 19th Floor
New York, New York 10016
(212) 980-9600
File No.: 125.001